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**FAX TO:** Attn: Licensing and Review  
**FACSIMILE NO:** 703.305.6384  
**SUBJECT:** APPLICATION NO. 10/764,802  
**FROM:** Sandi Duncan/Legal Assistant  
**DATE:** July 13, 2004  
**OUR REFERENCE:** BING-1-1050

**MESSAGE:** Please see attached response to 45-day letter.

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Patents  
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Litigation

ATTN: LICENSING AND REVIEW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael E. Herbstrit et al.

Attorney Docket No. BING-1-1050

Serial No.: 10/764,802

Group Art Unit: --

Filing Date: January 26, 2004

Examiner: --

Title: METHODS AND SYSTEMS FOR PREDICTING FUEL SENSOR  
PERFORMANCE WITHIN A TANK DURING MOTIONHMH/3050  
C  
7/22/04

## PROPERTY RIGHTS STATEMENT

TO THE COMMISSIONER OF PATENTS:

Wc, Michael E. Herbstrit, Anthony D. Tompras, and Edward J. Levackas, citizens of the United States residing at 4307 Treadway Lane, St. Louis, MO 63166; 16610 Chesterfield Farms Drive, Chesterfield, MO 63305; and 3785 Banbury Drive, St. Charles, MO 63303 respectively, declare:

*Okay*

That we made and conceived the invention described and claimed in patent application: Serial number 10/764,802 filed in the United States on January 26, 2004, entitled METHODS AND SYSTEMS FOR PREDICTING FUEL SENSOR PERFORMANCE WITHIN A TANK DURING MOTION.

- I. That we made and conceived this invention while employed by The Boeing Company;
- II. That the invention is related to the work we are employed to perform and was made within the scope of our employment duties;
- III. That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information, and services of The Boeing Company; and
- IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

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BING-1-1050 Property Rights Statement.doc

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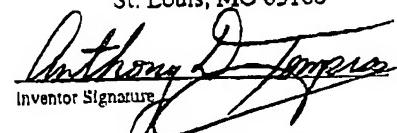
The undersigned inventors declare that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title XVIII of the United States Code and that such willful such statements may jeopardize the validity of the application of any patent issuing thereon.

Date: 25 May, 2004

  
Inventor Signature

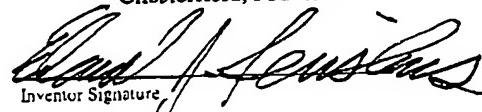
Name: Michael E. Herbstret  
Address: 4307 Troadway Lane  
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Date: 24 May, 2004

  
Inventor Signature

Name: Anthony D. Tompras  
Address: 16610 Chesterfield Farms Drive  
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Date: 25 MAY, 2004

  
Inventor Signature

Name: Edward J. Levinskas  
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TOTAL P.03